

#42

In re Application of:

ATSUSHI OHTANI, ET AL.

Application No.: 08/878,581

Filed: June 19, 1997

For: IMAGE SENSING APPARATUS
AND METHOD

Examiner: Ngoc Yen T Vu

Group Art Unit: 2612

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JAN 6 2006

OFFICE OF PATENT PUBLICATION
DIRECTOR'S OFFICE

December 28, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO PTO NOTICE OF LOST APPLICATION

Sir:

In response to a PTO Notice dated December 13, 2005, to the effect that the PTO lost the above-identified patent application, and in response to the related PTO request for a copy of that application, attached is a copy of all of the documents exchanged between Applicant and the PTO, as well as a list of all of such documents, with relation to that application.

Applicant's undersigned counsel hereby states that the attached copy is a complete and accurate copy of all of the correspondence between the PTO and Applicant which is included in counsel's file, and that counsel is presently unaware of any correspondence between the PTO and Applicant that is not among the attached records.

Applicants' undersigned attorney may be reached in our New York Office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address listed below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "J. Krause", written over a horizontal line.

Attorney for Applicants

John A. Krause

Registration No. 24,613

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

NY_MAIN 544144v1

03560.001975

LIST OF DOCUMENTS FORWARDED RE PTO LOST FILE
RE: U.S. APPLICATION NO. 08/878,581

12/13/05	PTO Notice of Lost Application
6/30/04	RCE, Preliminary Amendment
4/19/04	Request for Corrected Notice of Allowability
4/06/04	Notice of Allowance, Notice of Allowability
01/23/04	Amendment
10/23/03	Office Action
10/2/03	Fax cover sheet and stamped postcard re forwarding of copies of previous RCE and Preliminary Amendment dated May 12, 2003
5/29/03	Letter submitting translations
5/12/03	RCE, Preliminary Amendment, Suppl. Information Disclosure Statement
4/28/03	PTO Pilot Project Notice and attachment
2/12/03	Notice of Allowance and Notice of Allowability
1/16/03	Amendment
10/16/02	Office Action
7/22/02	Amendment
4/22/02	Office Action
1/15/02	RCE and Petition for Extension and Information Disclosure Statement
11/29/01	Advisory Action
11/6/01	Petition for Extension and Amendment

7/17/01	Office Action
4/30/01	Amendment
1/30/01	Office Action
11/8/00	Extension Request and CPA
10/11/00	Advisory Action
9/19/00	Amendment
6/21/00	Office Action
4/3/00	Extension Request and Amendment and Claim for Priority
10/4/99	Office Action
7/13/99	Status Request
3/11/98	Duplicate Filing Receipt received
11/12/97	Filing Receipt received
11/10/97	Request for Filing Receipt
8/27/97	Recordation Notice received
6/18/97	Forwarding letter, and Assignment Recordal request, and Declaration, and Application



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/878,581	06/19/1997	ATSUSHI OHTANI	35.G1975	8324

5514 7590 12/13/2005

FITZPATRICK CELLA HARPER & SCINTO
30 ROCKEFELLER PLAZA
NEW YORK, NY 10112



EXAMINER

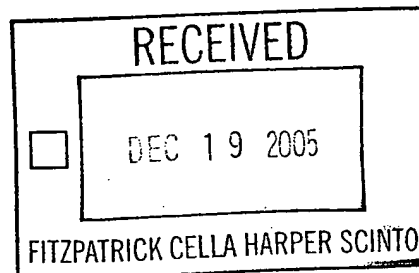
VU, NGOC YEN T

ART UNIT PAPER NUMBER

2612

DATE MAILED: 12/13/2005

Please find below and/or attached an Office communication concerning this application or proceeding.





UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov



-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

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JAN 6 2006

OFFICE OF PATENT PUBLICIZATION
DIRECTOR'S OFFICE

NOTICE UNDER 37 CFR 1.251 - Pending Application

☒ The file of the above-identified application cannot be located after a reasonable search. Therefore, the Office is initiating the reconstruction of the file of the above-identified application pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of applicant's record (if any) of all of the correspondence between the Office and applicant for the above-identified application (except for U.S. patent documents), a list of such correspondence, and a statement that the copy is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and whether applicant is aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☐ The following paper(s) pertaining to the above-identified application cannot be located after a reasonable search:

Therefore, the Office is initiating the reconstruction of such paper(s) pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of the paper(s) listed above and a statement that the copy of such paper(s) is a complete and accurate copy of applicant's record of such paper(s).

Alternatively, applicant may reply to this notice by producing applicant's record (if any) of all of the correspondence between the Office and the applicant for the above-identified application for the Office to copy (except for U.S. patent documents), and provide a statement that the papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), whether applicant is aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records. Such records must be brought to the Customer Service Center in the Office of Initial Patent Examination (Crystal Plaza 2, 2011 South Clark Place, Arlington, VA 22202).

If applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application (or any copy of the paper(s) listed above), applicant must reply to this notice by providing a statement that applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

Failure to reply to this notice in a timely manner will result in abandonment of the above-identified application. The three-month period for reply to this notice may be extended (up to a maximum of six months) under the provisions of 37 CFR 1.136(a). However, failure to reply within this three-month period will result in a reduction of any patent term adjustment. See 37 CFR 1.704(b).

☒ A printout from PALM of the contents of the file of the above-identified application is included with this notice.

Direct the reply to this notice to:

Please reply by carrier
to avoid further delays

Direct questions concerning this notice to:

Mail Stop RECONSTRUCTION

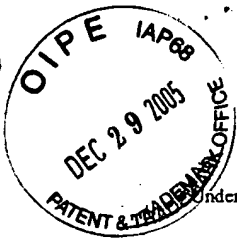
Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Linda Wilson

103,308 - 9250 X 151



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

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In re Application of:

Application No.:

08/878,581

JAN 6 2006

Filing Date:

6/19/97

OFFICE OF PATENT PUBLICATION
DIRECTOR'S OFFICE

Title:

Image Sensing Apparatus
and Method

Direct to:

Mail Stop RECONSTRUCTION
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Linda Wilson
2900 Crystal Dr.
Ste. 8003
Arlington, VA 22202

NOTICE UNDER 37 CFR 1.251 - Pending Application

Statement (check the appropriate box):

- ☐ The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.
- ☐ The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).
- ☐ The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.
- ☐ Applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

Date

Signature

Typed or printed name

A copy of this notice should be returned with the reply.

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.